

**ORDINANCE NO. 1  
SERIES 2004**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON AMENDING THE PROVISIONS OF CHAPTER 14, ARTICLE 6, THE FLOOD DAMAGE PREVENTION REGULATIONS OF THE CITY CODE OF THE CITY OF GUNNISON, COLORADO.**

**WHEREAS**, the City of Gunnison has previously adopted Flood Damage Prevention Regulations intended to minimize property damage and risk to health and safety of the residents of the City of Gunnison during times of flooding; and

**WHEREAS**, the Insurance Services Office has advised the City that the Insurance Services Office can improve the rating of the City of Gunnison, which reduces the premiums for property insurance for all property owners within the City, if the City would amend the minimum elevation of certain improvements upon the base flood elevation in its Flood Damage Prevention Regulations.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ORDAINS THAT:**

Section 1. Section 14-6-5 of the City Code of the City of Gunnison, Colorado, Definitions, is hereby amended so as to add the following definition to said section:

**Duct System.** All ducts, duct fittings, plenums, and fans assembled to form a continuous passageway for the distribution of air.

The lettering of all definitions within this section shall be revised to accommodate the additional definition set forth above.

Section 2. Section 14-6-17 of the City Code of the City of Gunnison, Colorado, Specific Standards, Subsection A.1, Residential Construction, is hereby amended to read as follows:

1. New construction and substantial improvement of any residential structure shall have the lowest floor (including basement) and all of the duct system elevated to one (1) foot or more above the base flood elevation.

Section 3. Section 14-6-17 of the City Code of the City of Gunnison, Colorado, Specific Standards, Subsection B, Nonresidential Construction is hereby amended to read as follows:

B. Nonresidential Construction. New construction and substantial improvement of any commercial, industrial, or other nonresidential structure shall either have the lowest floor (including basement) and all of the duct system elevated to one (1) foot or more above the base flood elevation; or, together with attendant utility and sanitary facilities, shall:

Section 4. Section 14-6-17 of the City Code of the City of Gunnison, Colorado, Specific Standards, Subsection D.2.a., regarding manufactured homes, shall be amended to read as follows:

2. All manufactured homes or those to be substantially improved shall conform to the following requirements:

a. Require that manufactured homes that are placed or substantially improved on a site (i) outside of a manufactured home park or subdivision, (ii) in a new manufactured home park or subdivision, (iii) in an expansion to an existing manufactured home park or subdivision, or (iv) in an existing manufactured home park or subdivision on which a manufactured home has incurred “substantial damage” as a result of a flood, be elevated on a permanent foundation such that the lowest floor of the manufactured home and all of the duct system is elevated to one (1) foot or more above the base flood elevation and be securely anchored to an adequately-anchored foundation system to resist flotation, collapse, and lateral movement.

Section 5. Except as amended hereby, all the other terms and conditions as set forth in Chapter 14, Article 6 of the City Code of the City of Gunnison, Colorado, entitled “Flood Damage Prevention Regulations”, shall remain in full force and effect.

**INTRODUCED, READ, PASSED AND ORDERED PUBLISHED** this 13<sup>th</sup> day of January, 2004, on first reading, and introduced, read, passed and adopted on second and final reading this \_\_\_\_ day of \_\_\_\_\_, 2004.

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Mayor

ATTEST:

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City Clerk